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| APPLICATION NO.   | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|---|-------------|----------------------|---------------------|------------------|
| 10/825,184  | 04/16/2004  | Jonathan R. Adams    | 1444-2              | 8289             |
| 23117 7590 07/22/2008<br>NIXON & VANDERHYE, PC<br>901 NORTH GLEBE ROAD, 11TH FLOOR<br>ARLINGTON, VA 22203 |             |                      |                     |                  |
| EXAMINER  |             |                      |                     |                  |
| CHAMBERS, MICHAEL S   |             |                      |                     |                  |
| ART UNIT  |             | PAPER NUMBER         |                     |                  |
| 3711  |             |                      |                     |                  |
| MAIL DATE   |             | DELIVERY MODE        |                     |                  |
| 07/22/2008  |             | PAPER                |                     |                  |

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

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|---------------------------------|-------------|---|---------------------|
| 10825184                        | 4/16/2004   | ADAMS ET AL.                                      | 1444-2              |

NIXON & VANDERHYE, PC  
901 NORTH GLEBE ROAD, 11TH FLOOR  
ARLINGTON, VA 22203

**EXAMINER**

MIKE CHAMBERS

| ART UNIT | PAPER |
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3711

20080715

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**Commissioner for Patents**

Reply Brief Noted

It is noted that the applicant takes the position that "capable of intentionally adjusting the length" is a positive recitation of the method claimed and the cited reference of Dill does not permit adjustments while playing the game. The term "capable of" is not a positive recitation of the limitation. The "lacrosse game" also consists of time outs where the player could remove the offset section of Dill during a time out, thus meeting the claim limitations.

/Gene Kim/  
Supervisory Patent Examiner 3711